

October 13, 2020

**VIA ELECTRONIC FILING**

The Honorable Robert D. Mariani  
U.S. District Court, Middle District of Pennsylvania  
William J. Nealon Federal Building & U.S. Courthouse  
235 North Washington Avenue  
Scranton, PA 18503

**Re: *Demyanenko-Todd, et al. v. Navient Corp, et al.*,  
No. 3:17-cv-00772 (M.D. Pa.)**

Dear Judge Mariani:

The parties write in accordance with the Court's Order dated September 29, 2020 (ECF 97), to advise regarding the status of discovery and to propose the following agreed-upon case management deadlines.

Prior to the Court's stay of this case pending a decision from the Third Circuit in *Commonwealth of Pennsylvania v. Navient Corp, et al*, 2019-02116, on the question of preemption, the parties had been engaged in discovery. Specifically, plaintiffs each produced documents and sat for a deposition. Defendant Navient Solutions, LLC also produced hundreds of thousands of documents, which plaintiffs were still in the process of reviewing when the case was stayed. Plaintiffs have not yet noticed any depositions of percipient witnesses for defendants. After the Court lifted the stay, the parties met and conferred about recommencing discovery and a proposed schedule for completing the same. Additionally, defendants intend to re-file their Motion to Dismiss and Motion to Strike Plaintiffs' Class Action Allegations, which the Court denied without prejudice, when it stayed the case.

In light of the foregoing, the parties propose the following schedule for completing discovery and filing dispositive motions in this action:

Event	Deadline
Motions to join additional parties	30 days after the Court's decision on Defendants' Motion to Dismiss and Motion to Strike
Motions to amend the pleadings	30 days after the Court's decision on Defendants' Motion to Dismiss and Motion to Strike

Completion of Fact Discovery	September 15, 2021
Dispositive Motions	November 15, 2021
Plaintiffs' Expert Reports	January 14, 2022
Defendants' Expert Reports	March 15, 2022
All Expert Supplementations	May 13, 2022
Completion of Expert Discovery	June 27, 2022
Plaintiffs' Motion for Class Certification	120 days after the Court's decision on Defendants' Motion to Dismiss and Motion to Strike

The parties respectfully request that the Court enter the attached proposed scheduling order consistent with these deadlines.

Respectfully,

/s/ Geoffrey C. Jarvis  
Counsel for Plaintiffs

/s/ Lisa Simonetti  
Counsel for Defendants

cc: All counsel of record (via ECF)